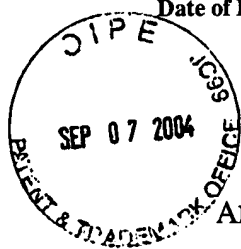


Express Mail Label No. EV392127618US
Date of Deposit: September 7, 2004

Attorney Docket No: 20363-012 NATL



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Livingston *et al.*

SERIAL NUMBER: 10/009,584

EXAMINER : Guzo, David

FILING DATE: May 21, 2002

ART UNIT 1636

FOR: IDENTIFICATION OF COMPOUNDS THAT MODIFY
TRANSCRIPTIONAL RESPONSES TO HYPOXIA

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE

This is in response to the Office Action mailed May 4, 2004. A Petition for a One-Month extension of time and the required fee are filed herewith. With the extension of time, this Response is due on or before Tuesday, September 7, 2004 (September 4, 2004 being a Saturday and September 6, 2004 being a Federal Holiday). No additional fees are believed due. However, the Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 20263-012NATL.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims that begins on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.